

**U.S. Bankruptcy Appellate Panel  
of the Ninth Circuit**

125 South Grand Avenue, Pasadena, California 91105  
(626) 229-7220

**In Re:** PETER SZANTO

**BAP No.:** OR-21-1005

**Bk. Ct. No.:** 3:16-bk-33185-PCM7

**ADV. NO.:**

**NOTICE OF TRANSFER OF APPEAL TO DISTRICT COURT**

A party to the appeal has timely filed an objection to the disposition of this matter by the Bankruptcy Appellate Panel. See 28 USC Section 158. Consequently, this appeal is herewith transferred to U.S. District Court.

Please acknowledge receipt of the case file listed above by signing and returning a copy of this transmittal form.

Susan M Spraul, BAP Clerk

By: Patti Ippolito, Deputy Clerk

Date: January 28, 2021

Please acknowledge receipt of  
the case file listed above.

Dated: \_\_\_\_\_

Signed: \_\_\_\_\_

District Court Deputy

Assigned District Court No.

cc: Bankruptcy Court  
All Parties

\_\_\_\_\_

Official Form 417A (12/18)

16-33185-pcm7

*[Caption as in Form 416A, 416B, or 416D, as appropriate]***NOTICE OF APPEAL AND STATEMENT OF ELECTION****Part 1: Identify the appellant(s)**

1. Name(s) of appellant(s): Peter Szanto
2. Position of appellant(s) in the adversary proceeding or bankruptcy case that is the subject of this appeal:
- |   |  |
|---|--|
| For appeals in an adversary proceeding.         | For appeals in a bankruptcy case and not in an adversary proceeding. |
| <input type="checkbox"/> Plaintiff              | <input checked="" type="checkbox"/> Debtor                           |
| <input type="checkbox"/> Defendant              | <input type="checkbox"/> Creditor                                    |
| <input type="checkbox"/> Other (describe) _____ | <input type="checkbox"/> Trustee                                     |
|   | <input type="checkbox"/> Other (describe) _____                      |

**Part 2: Identify the subject of this appeal** (ORDER ATTACHED HERETO)

1. Describe the judgment, order, or decree appealed from: Docket Entry 1058 re Contempt  
Jan. 15-2021
2. State the date on which the judgment, order, or decree was entered: \_\_\_\_\_

**Part 3: Identify the other parties to the appeal**

List the names of all parties to the judgment, order, or decree appealed from and the names, addresses, and telephone numbers of their attorneys (attach additional pages if necessary):


1. Party: Trustee Attorney: Gary Blacklidge  
Two Centerpointe Dr., 6th Floor  
Lake Oswego, Oregon 97035  
(503) 598-7070
2. Party: Peter Szanto Attorney: pro se  
11 Shore Pine, Newport Beach CA 92657  
949 887 2369

**Part 4: Optional election to have appeal heard by District Court (applicable only in certain districts)**

If a Bankruptcy Appellate Panel is available in this judicial district, the Bankruptcy Appellate Panel will hear this appeal unless, pursuant to 28 U.S.C. § 158(c)(1), a party elects to have the appeal heard by the United States District Court. If an appellant filing this notice wishes to have the appeal heard by the United States District Court, check below. Do not check the box if the appellant wishes the Bankruptcy Appellate Panel to hear the appeal.

- ☐ Appellant(s) elect to have the appeal heard by the United States District Court rather than by the Bankruptcy Appellate Panel.

**Part 5: Sign below**

  
Peter Szanto /s/signed electronically /PeterSzanto Jan 17-2021  
Date: \_\_\_\_\_

Signature of attorney for appellant(s) (or appellant(s)  
if not represented by an attorney)

Name, address, and telephone number of attorney  
(or appellant(s) if not represented by an attorney):

11 Shore Pine, Newport Beach CA 92657 949 887 2369  
\_\_\_\_\_  
\_\_\_\_\_

Fee waiver notice: If appellant is a child support creditor or its representative and appellant has filed the form specified in § 304(g) of the Bankruptcy Reform Act of 1994, no fee is required.

**[Note to inmate filers:** If you are an inmate filer in an institution and you seek the timing benefit of Fed. R. Bankr. P. 8002(c)(1), complete Director's Form 4170 (Declaration of Inmate Filing) and file that declaration along with the Notice of Appeal.]

**UNITED STATES BANKRUPTCY APPELLATE PANEL  
OF THE NINTH CIRCUIT COURT OF APPEALS**

In re

Peter Szanto

Debtor.

BAP No. OR-21-1005

Bk. No. 3:16-bk-33185-PCM

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Peter Szanto,

Appellant,

vs.

Candace Amborn, Chapter 7 Trustee,

Appellee.

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**NOTICE OF APPEARANCE FOR APPELLEE CANDACE AMBORN BY  
ATTORNEY ROBYN L. STEIN**

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On Appeal from the United States Bankruptcy Court  
for the District of Oregon  
Hon. Peter C. McKittrick

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PLEASE TAKE NOTICE that attorney Robyn L. Stein hereby appears in these matters for Appellee Candace Amborn, Chapter 7 Trustee. Ms. Stein's contact information is as follows:

Robyn L. Stein, OSB #993682  
robyn.stein@jordanramis.com  
JORDAN RAMIS PC  
Two Centerpointe Dr., 6<sup>th</sup> Floor  
Lake Oswego, Oregon 97035  
Telephone: (503) 598-7070

Dated this 25<sup>th</sup> day of January, 2021.

JORDAN RAMIS PC

By: /s/ Robyn L. Stein  
Robyn L. Stein, OSB No. 993682  
E-mail: robyn.stein@jordanramis.com

Attorneys for Appellee Candace Amborn,  
Chapter 7 Trustee

**CERTIFICATE OF FILING AND SERVICE**

I hereby certify that on January 25, 2021, I electronically filed the foregoing with the Clerk of the Court of the United States Court of Appeals Ninth Circuit Bankruptcy Appellate Panel by using the appellate CM/ECF system.

I certify that all participants in the case who are registered CM/ECF users will be served by the appellate CM/ECF system.

DATED: January 25, 2021.

/s/ Robyn L. Stein

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Robyn L. Stein, OSB #993682  
robyn.stein@jordanramis.com

**UNITED STATES BANKRUPTCY APPELLATE PANEL  
OF THE NINTH CIRCUIT COURT OF APPEALS**

In re

Peter Szanto

Debtor.

BAP No. OR-21-1005

Bk. No. 3:16-bk-33185-PCM

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Peter Szanto,

Appellant,

vs.

Candace Amborn, Chapter 7 Trustee,

Appellee.

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NOTICE OF APPEARANCE FOR APPELLEE CANDACE AMBORN BY  
ATTORNEY RUSSELL D. GARRETT

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On Appeal from the United States Bankruptcy Court  
for the District of Oregon  
Hon. Peter C. McKittrick

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PLEASE TAKE NOTICE that attorney Russell D. Garrett hereby appears in these matters for Appellee Candace Amborn, Chapter 7 Trustee. Mr. Garrett's contact information is as follows:

Russell D. Garrett, OSB #882111  
russ.garrett@jordanramis.com  
JORDAN RAMIS PC  
Two Centerpointe Dr., 6<sup>th</sup> Floor  
Lake Oswego, Oregon 97035  
Telephone: (503) 598-7070

Dated this 25<sup>th</sup> day of January, 2021.

JORDAN RAMIS PC

By: /s/ Russell D. Garrett  
Russell D. Garrett, OSB No. 882111  
E-mail: russ.garrett@jordanramis.com

Attorneys for Appellee Candace Amborn,  
Chapter 7 Trustee



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I certify that all participants in the case who are registered CM/ECF users will be served by the appellate CM/ECF system.

DATED: January 25, 2021.

/s/ Russell D. Garrett

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Russell D. Garrett, OSB #882111  
russ.garrett@jordanramis.com

**Case No. OR-21-1005**

**UNITED STATES BANKRUPTCY APPELLATE PANEL  
FOR THE NINTH CIRCUIT**

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In Re: Peter Szanto,  
Debtor.

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Peter Szanto,  
Appellant,  
v.  
Candace Amborn, Chapter 7 Trustee,  
Appellee.

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**NOTICE OF FILING OF OPTIONAL APPELLEE STATEMENT OF  
ELECTION TO PROCEED IN DISTRICT COURT**

On appeal from the U.S.B.C., District of Oregon  
Bankr. Case No. 3:16-bk-33185-pcm7  
The Hon. Peter McKittrick

**Russell D. Garrett**, OSB #882111  
russell.garrett@jordanramis.com  
**Robyn L. Stein**, OSB #993682  
robyn.stein@jordanramis.com  
JORDAN RAMIS PC  
Two Centerpointe Dr., 6<sup>th</sup> Floor  
Lake Oswego, Oregon 97035  
Telephone: (503) 598-7070  
Facsimile: (503) 598-7373

Attorneys for Appellee Candace Amborn, Chapter 7 Trustee

PLEASE TAKE NOTICE that in the matter of this appeal, the appellee has filed the attached *Optional Appellee Statement of Election to Proceed in District Court* in the United States Bankruptcy Court for the District of Oregon, *In re Szanto*, Bankr. No. 3:16-bk-33185-pcm7.

DATED this 27<sup>th</sup> day of January, 2021.

JORDAN RAMIS PC

By: /s/ Robyn L. Stein

Russell D. Garrett, OSB #882111

russell.garrett@jordanramis.com

Robyn L. Stein, OSB #993682

robyn.stein@jordanramis.com

Telephone: (503) 598-7070

Facsimile: (503) 598-7373

*Attorneys for Candace Amborn, Chapter  
7 Trustee*

**Gary L. Blacklidge**, OSB #902089  
gary.blacklidge@jordanramis.com  
**Russell D. Garrett**, OSB #882111  
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Two Centerpointe Dr., 6<sup>th</sup> Floor  
Lake Oswego, Oregon 97035  
Telephone: (503) 598-7070  
Facsimile: (503) 598-7373

Attorneys for Candace Amborn, Chapter 7  
Trustee

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF OREGON

In re

PETER SZANTO,  
  
Debtor.

Case No. 16-33185-PCM7

APPELLEE'S OPTIONAL STATEMENT  
OF ELECTION TO PROCEED IN  
DISTRICT COURT

[Re: DOC. 1059]

**Part 1: Identify the appellee(s) electing to proceed in the District Court**

1. Name(s) of appellee(s): Candace Amborn, Chapter 7 Trustee
2. Position of appellee(s) in the adversary proceeding or bankruptcy case that is the subject of this appeal:

For appeals in an adversary proceeding.

☐ Plaintiff

☐ Defendant

☐ Other (describe) \_\_\_\_\_

For appeals in a bankruptcy case and not in an adversary proceeding.

☐ Debtor

☐ Creditor

☒ Trustee

☐ Other (describe) \_\_\_\_\_

**Part 2: Election to have this appeal heard by the District Court  
(applicable only in certain districts)**

I (we) elect to have the appeal heard by the United States District Court rather than by the Bankruptcy Appellate Panel.

**Part 3: Sign below**

DATED this 27<sup>th</sup> day of January, 2021.

JORDAN RAMIS PC

By: /s/ Russell D. Garrett

Gary L. Blacklidge, OSB #902089

Russell D. Garrett, OSB #882111

*Attorneys for Candace Amborn, Trustee*

**CERTIFICATE OF SERVICE**

I hereby certify that on the date shown below, I electronically filed the foregoing **APPELLEE'S OPTIONAL STATEMENT OF ELECTION TO PROCEED IN DISTRICT COURT** on:

**VIA ECF FILING**

US Trustee  
US Trustee, Portland  
620 SW Main St #213  
Portland, OR 97205

**VIA ECF FILING AND US MAIL POSTAGE PREPAID**

Peter Szanto  
11 Shore Pine  
Newport Beach CA 92657  
Email: szanto.pete@gmail.com

**SPECIAL REQUEST FOR NOTICE – VIA US MAIL POSTAGE PREPAID**

Cara Richter  
Shapiro & Sutherland, LLC  
1499 SE Tech Center Place, Ste 255  
Vancouver, WA 98683  
Attorneys for JP Morgan Chase Bank, National Association

Michael S. Scott  
McCarthy & Holthus, LLP  
920 SW 3<sup>rd</sup> Avenue, 1<sup>st</sup> Floor  
Portland, OR 97204  
Attorneys for Bank of America, N.A.

American Express National Bank  
c/o Becket and Lee LLP  
P.O. Box 3001  
Malvern, PA 19355

DATED: January 27, 2021.

/s/ Russell D. Garrett

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Russell D. Garrett, OSB #882111  
russell.garrett@jordanramis.com

**CERTIFICATE OF FILING AND SERVICE**

I hereby certify that on the date shown below, I electronically filed the foregoing **NOTICE OF FILING OPTIONAL APPELLEE STATEMENT OF ELECTION TO PROCEED IN DISTRICT COURT** with the Clerk of the Court of the United States Court of Appeals Ninth Circuit Bankruptcy Appellate Panel by using the appellate CM/ECF system.

I certify that all participants in the case who are registered CM/ECF users will be served by the appellate CM/ECF system.

DATED: January 27, 2021.

/s/ Robyn L. Stein

Robyn L. Stein, OSB #993682  
robyn.stein@jordanramis.com